IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH

AT HYDERABAD

THE HON'BLE SRI JUSTICE V.ESWARAIAH

W.P.No. 796 of 2006

Dated : 10.1.2006

Between:

Shaik Mallika

.. Petitioner

and

The Commissioner,

Madanapalle Municipality

Madanapale, Chittoor district & another.

.. Respondents

ORDER:

Heard the learned counsel for the petitioner and the learned counsel appearing for respondents.

2. The petitioner states that she is the owner of small extent of 49.77 sq.yards in Survey No.156/2 situated at B.K.Palle village, Madanapalle, Chittoor district and she has constructed a house therein which was given house bearing No.2/250/2-1-1 and the said house was also assessed to tax. The grievance of the petitioner in this writ petition is that the respondents without following due procedure as contemplated under law are threatening to demolish the said house.

3. It is not known whether the petitioner has encroached upon the Government land or road, however, in any case, no coercive steps shall be taken by the respondents without following due process of law.

4. Having regard to the facts and circumstances of the case, the respondents are directed to follow due procedure of law before taking any steps to evict the petitioner from the property in question.

5. With the above directions, the writ petition is disposed of. No costs.

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JUSTICE V.ESWARAIAH

Dt.10-01-2006

DA/GLV

THE HON'BLE SRI JUSTICE V.ESWARAIAH

10.1.2006